

MINUTES

Erie County Council

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Dr. Kyle Foust, Chairman
Fiore Leone, Vice Chairman
Carl Anderson, III
Kathleen Fatica
André R. Horton
Carol Loll
Scott R. Rastetter

REGULAR MEETING MINUTES

PLEDGE OF ALLEGIANCE

Chairman Foust called to order a Regular Meeting of the Erie County Council at 7:00 p.m. at the Union City Junior/Senior High School, 105 Concord Street, Union City, PA. Following the Pledge of Allegiance, Mrs. Loll read the following prayer:

OPTIONAL PRAYER OR INVOCATION

"Let us pray. Since life started there has always been conflict. Remember the Good Samaritan - he and his beliefs were despised. The Jews and Romans didn't get along. The difference between most people is not thinking alike or interpreting ideas and beliefs differently, power is also a reason. Hitler thought the Jews were an inferior race and decided to do all he could to eliminate them. We have another loss in our midst through conflict. We would like to send a prayer to our colleague, who lost a family member, that he may be comforted by our sympathy and God. We ask this in the name of Jesus Christ. Amen."

ROLL CALL

Members Present:	Mr. Anderson; Mr. Leone (via telephone); Mrs. Loll; Mr. Rastetter; Chairman Foust.
Members Absent:	Mr. Horton; Mrs. Fatica
Also Present:	Douglas R. Smith, James Sparber, Tracey Fugagli

HEARING OF THE PUBLIC

Dan Hawley, Chief, Union City Fire Department; asked Council directly about the status of the radio system that is to go into effect in September. He wanted to know when this would be going into effect. Chairman Foust clarified that this is not generally a question and answer period. Mr. Hawley wanted to know what is going on with volunteerism in the south county for EMS and Fire. He feels it is something that needs to be on County Council's mind. He commented that volunteerism is dying and that fire departments' hands are tied as far as getting volunteers and retaining them. He stated that training requirements are huge and he wanted Council to be aware of that situation. Chairman Foust stated that if he wanted to stay after the meeting to discuss with Mrs. Loll and Mr. Sparber.

**MINUTES FROM
PREVIOUS MEETING**

August 21, 2018 - Regular Meeting Mr. Anderson moved to approve the minutes from the August 21, 2018 regular meeting. This was seconded by Mr. Rastetter and carried in a unanimous roll call vote.

**REPORTS OF COUNTY
OFFICIALS**

County Executive and/or her Designee None.

Finance Committee - Mrs. Loll Mrs. Loll stated that the Finance Committee met on Thursday, August 30, 2018, and agreed to place Ordinances 104 and 105 under Old Business; Ordinances 117 and 118, Resolutions 47 and 48, one Board appointment, and 8 sales of parcels from the repository, under New Business on the agenda.

Personnel Committee - Mr. Leone Mr. Leone reported that the Personnel Committee met immediately following the Finance Committee and agreed to place Ordinances 113, 115, and 116 under Old Business on the agenda.

Other None.

OLD BUSINESS

Ord. 104, 2018 - Amend HRC Ordinance 'Article V, Section A: Powers and Duties'' Mr. Smith gave a Second Reading of Ordinance Number 104, 2018, "Amending the Erie County Human Relations Commission Ordinance 'Article V, Section A: Powers and Duties'". This was moved by Mrs. Loll, seconded by Mr. Anderson. Chairman Foust reiterated that he does not think the ordinance needs to be changed. Council has had the ultimate authority to hire in the past and he feels that is appropriate, but if the votes are there to pass it is quite alright. Ordinance Number 104, 2018, then carried in a 4 - 1 vote, with Chairman Foust voting no.

Chairman Foust clarified for the audience that ordinances require two readings, and these particular ordinances have already been read into the record once already. There are some that are listed as first readings in the agenda, but for issues of timeliness, they will be voted to be moved to a 2nd reading for final passage. He further commented that resolutions and other items on the agenda only require one reading. The lack of debate tonight is not indicative of a lack of debate overall. There is a Finance meeting where issues are hashed out and caucus ahead of the Regular meeting where debate also occurs.

Ord. 105, 2018 - Amend Administrative Code of Erie County - 'Human Relations Commission - c(iv): Personnel'

Mr. Smith gave a Second Reading of Ordinance Number 105, 2018, "Amending the Administrative Code of Erie County - 'Human Relations Commission - c(iv): Personnel". This was moved by Mrs. Loll, seconded by Mr. Anderson and carried in a 4 - 1 vote with Chairman Foust voting no.

Ord. 113, 2018 - PS SA \$50,460 for Six Telecommunicator Positions from Consolidation with East County Communications Center)

Mr. Smith gave a Second Reading of Ordinance Number 113, 2018, "Third 2018 Public Safety Fund Budget Supplemental Appropriation of \$50,460 for Addition of Six Telecommunicator Positions from Consolidation with East County Communications Center". This was moved by Mrs. Loll, seconded by Mr. Anderson. Chairman Foust briefly commented that as far as he can tell the County is on schedule with the radio system. Ordinance Number 113, 2018, then carried in a 5 - 0 vote.

Ord. 115, 2018 – GF SA \$43,869 and Elimination of Three Positions for Reorganization of HRC

Mr. Smith gave a Second Reading of Ordinance Number 115, 2018, "Forty-Second 2018 General Fund Budget Supplemental Appropriation of \$43,869 and Elimination of Three Positions for Reorganization of Human Relations Commission". This was moved by Mrs. Loll, seconded by Mr. Anderson. Chairman Foust clarified that this is a separate issue than the ordinance previously discussed and he felt this is an ordinance that Council will unanimously approve. Ordinance Number 115, 2018, then carried in a 5 - 0 vote.

Ord. 116, 2018 – GF SA \$44,006 and Creation of Two Positions for Reorganization of HRC

Mr. Smith gave a Second Reading of Ordinance Number 116, 2018, "Forty-Third 2018 General Fund Budget Supplemental Appropriation of \$44,006 and Creation of Two Positions for Reorganization of Human Relations Commission". This was moved by Mrs. Loll, seconded by Mr. Anderson and carried in a 5 - 0 vote.

NEW BUSINESS

Mrs. Loll moved to amend the agenda to make Ordinances 117 and 118 second readings, and approve the Sales of Parcels in one motion. This was seconded by Mr. Anderson and carried in a 5-0 vote.

Ord. 117, 2018 – GF SA \$62,253 For Legal Fees Connected To Tax Assessment Appeal Case With Wegmans Food Markets Inc.

Mr. Smith gave a Second Reading of Ordinance Number 117, 2018, "Forty-Fourth 2018 General Fund Budget Supplemental Appropriation Of \$62,253 For Legal Fees Connected To Tax Assessment Appeal Case With Wegmans Food Markets Inc.". This was moved by Mr. Leone, seconded by Mrs. Loll and carried in a 5 - 0 vote.

Ord. 118, 2018 – GF SA \$823,741 For County’s Portion of Tax Refunds Resulting from Court Settlements of Tax Assessment Appeals Cases

Mr. Smith gave a Second Reading of Ordinance Number 118, 2018, "Forty-Fifth 2018 General Fund Budget Supplemental Appropriation Of \$823,741 For County’s Portion of Tax Refunds Resulting from Court Settlements of Tax Assessment Appeals Cases". This was moved by Mr. Leone, seconded by Mrs. Loll and carried in a 5 - 0 vote.

Res. 47, 2018, Designation of Grant Agent for District Attorney Office for 2019-2020 PennDOT DUI Enforcement Grant

Mr. Smith gave a Reading of Resolution Number 47, 2018, "Designation of Grant Agent for District Attorney Office for 2019-2020 PennDOT DUI Enforcement Grant". This was moved by Mrs. Loll, seconded by Mr. Leone and carried in a 5 - 0 vote.

Res. 48, 2018 - Erie County Hospital Authority Not to Exceed \$10,500,000 Tax-Exempt and/or Taxable Notes (Corry Memorial Hospital Association Project)

Mr. Smith gave a Reading of Resolution Number 48, 2018, "Erie County Hospital Authority Not to Exceed \$10,500,000 Tax-Exempt and/or Taxable Notes (Corry Memorial Hospital Association Project)". This was moved by Mr. Leone, seconded by Mrs. Loll and carried in a 5 - 0 vote.

Possible appointment of Mary Jo Campbell to HRC

This was moved by Mr. Anderson, seconded by Mrs. Loll. Mr. Anderson commented Ms. Campbell has been a dedicated educator in the community and is active in the community in many areas and feels she will be a great asset to the Human Relations Commission.

Mr. Leone commented that he does not like to see someone from one district appointing someone from another district, but that doesn’t mean that he is opposed to what a Council member wants as far as the appointment, unless it goes beyond the term limits of the authority, board, or commission. He would vote no in that particular instance. He is not happy to see someone appointing from another district and in the end it leaves one of the districts in the county shy a member. From what Mr. Rastetter indicated, he was going to appoint someone from Mrs. Fatica’s district and he doesn’t have a problem with it either way.

This appointment then carried in a 5 - 0 vote.

Possible Sale of a Parcel from the Repository for Unsold Property at Index Number: 14-010-028.0-106.00

This was moved by Mrs. Loll, seconded by Mr. Anderson and carried in a 5 - 0 vote.

**Possible Sale of a Parcel
from the Repository for
Unsold Property at Index
Number: 15-021-031.0-
101.00**

This was moved by Mrs. Loll, seconded by Mr. Anderson and carried in a 5 -
0 vote.

**Possible Sale of a Parcel
from the Repository for
Unsold Property at Index
Number: 15-021-031.0-
102.00**

This was moved by Mrs. Loll, seconded by Mr. Anderson and carried in a 5 -
0 vote.

**Possible Sale of a Parcel
from the Repository for
Unsold Property at Index
Number: 15-021-031.0-
103.00**

This was moved by Mrs. Loll, seconded by Mr. Anderson and carried in a 5 -
0 vote.

**Possible Sale of a Parcel
from the Repository for
Unsold Property at Index
Number: 18-051.001.0-
215.00**

This was moved by Mrs. Loll, seconded by Mr. Anderson and carried in a 5 -
0 vote.

**Possible Sale of a Parcel
from the Repository for
Unsold Property at Index
Number: 24-004-007.2-
012.91**

This was moved by Mrs. Loll, seconded by Mr. Anderson and carried in a 5 -
0 vote.

**Possible Sale of a Parcel
from the Repository for
Unsold Property at Index
Number: 28-002-002.1-
005.49**

This was moved by Mrs. Loll, seconded by Mr. Anderson and carried in a 5 -
0 vote.

**Possible Sale of a Parcel
from the Repository for
Unsold Property at Index
Number: 45-031-047.3-
001.66**

This was moved by Mrs. Loll, seconded by Mr. Anderson and carried in a 5 -
0 vote.

ADJOURNMENT

Mr. Leone moved to adjourn at 7:17 p.m.